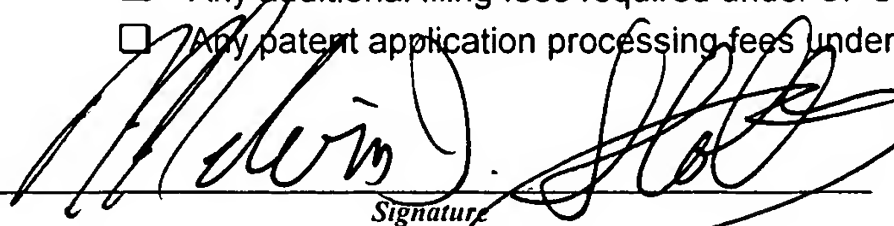
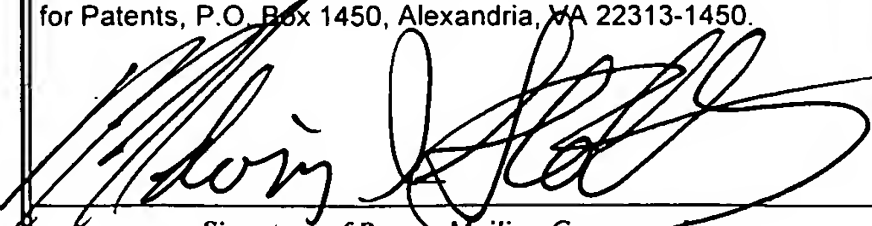


Image

1751/5

<b>AMENDMENT TRANSMITTAL LETTER (Small Entity)</b>				<b>Docket No.</b> 595-018-2	
<b>Applicant(s): LEONARD PAUL et al</b>					
<b>Serial No.</b> 10/090,596	<b>Filing Date</b> March 1, 2002	<b>Examiner</b> N. Ogden, Jr.		<b>Group Art Unit</b> 1751	
<b>Invention: LIQUID FOAMING SOAP COMPOSITIONS</b>					
<u>TO THE COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is an amendment in the above-identified application. <input type="checkbox"/> Small Entity status of this application has been established under 37 CFR 1.27 by a verified statement previously submitted. <input type="checkbox"/> A verified statement to establish Small Entity status under 37 CFR 1.27 is enclosed. The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	<b>CLAIMS REMAINING AFTER AMENDMENT</b>	<b>HIGHEST # PREV. PAID FOR</b>	<b>NUMBER EXTRA CLAIMS PRESENT</b>	<b>RATE</b>	<b>ADDITIONAL FEE</b>
TOTAL CLAIMS	18 -	23 =	0 x	\$9.00	\$0.00
INDEP. CLAIMS	5 -	5 =	0 x	\$43.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>
 <input type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input checked="" type="checkbox"/> A check in the amount of \$55.00 to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-4512 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.					
 Signature			Dated: February 2, 2004		
Melvin I. Stoltz Registration No. 25,934 51 Cherry Street Milford, CT 06460 (203) 874-8183 Attorney for Applicants			<div style="border: 1px solid black; padding: 5px;"><p>I certify that this document and fee is being deposited on 02/02/2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p> Signature of Person Mailing Correspondence  Melvin I. Stoltz Typed or Printed Name of Person Mailing Correspondence</div>		
cc:					



PATENT  
595-018-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Matter of the Application of )  
LEONARD PAUL et al )  
Serial Number: 10/090,596 ) Examiner: N. Ogden, Jr.  
Filed: March 1, 2002 ) Group Art Unit 1751  
For: LIQUID FOAMING SOAP COMPOSITIONS )

Melvin I. Stoltz, Esq.  
51 Cherry Street  
Milford, CT 06460  
February 2, 2004

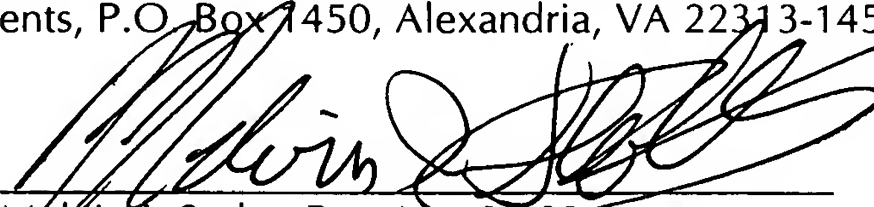
Mail Stop Amendment - FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION

Sir:

Applicants' undersigned attorney would like to thank Examiner Ogden for the helpfulness and courtesy extended during a telephone interview at which time the outstanding Office Action was discussed. Although no conclusions or agreements were

I hereby certify that this correspondence is being deposited today with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Melvin I. Stoltz, Reg. No. 25,934

Date: February 2, 2004

reached during this telephone interview, the Examiner explained the reasons for the issuance of the Office Action as well as the reasons for citing canceled claims. The Applicants believe that the following Response is consistent with the requested information being sought by the Examiner and renders Applicants' previously submitted amendment to be fully responsive to the original Office Action. As a result, the Applicants believe that the Examiner's review of the pending claims can now be completed.

In accordance with the Examiner's request, the Applicants have submitted a Terminal Disclaimer attached hereto, thereby obviating the Examiner's rejection of the pending claims based upon the judicially created doctrine of double patenting. Of course, if any questions remain regarding this issue, or the wording of this Terminal Disclaimer, Applicants' undersigned Attorney would gladly discuss and resolve these issues.

In the Amendment submitted by the Applicants on October 2, 2003, the Applicants canceled Claims 1-16 and 18-23, as originally submitted. In addition, new Claims 24-40 were added. As a result, only originally submitted Claim 17 remains as a pending claim in this application, which claim has been substantially amended. In this regard, Claim 17 has been amended from a dependent claim into an independent claim defining a foam shaving mouse producing composition for use with electric shavers and/or razors which comprises a specific formulation, which is a fully detailed in amended Claim 17.

In the original Office Action mailed July 11, 2003, Claim 17, was rejected, along with all of the pending claims, as being unpatentable over Subramanyam and Fowler. In this rejection, the Examiner cited Subramanyam as disclosing a personal cleansing liquid composition comprising soaps such as sodium/potassium cocoate and stearic acid, as well as a variety of surfactants and water. The Examiner also cited the teaching of germicides as additional components in the formulation of Subramanyam, and specifically relied upon the teaching of Fowler for showing that triclosan can be employed as an antibacterial or a germicide.

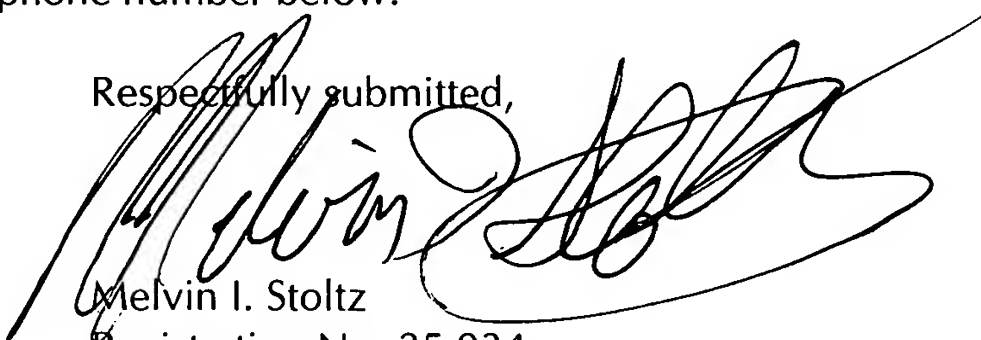
The Applicants maintain that the Examiner's arguments as originally presented are now inapplicable to Claim 17, as now amended, due to the substantial changes incorporated into Claim 17. In particular, Claim 17 does not define a self cleansing solution as originally asserted by the Examiner. In its present form, Claim 17 specifically defines a foam shaving mousse producing composition constructed for use with electric shavers and/or razors, having a specific, precisely defined formulation. Clearly, the references cited by the Examiner do not teach or suggest the creation of a foam shaving mousse producing composition and furthermore do not teach or suggest the specific quantities for the ingredients identified in Claim 17. As a result, the Applicants believe that Claim 17 clearly and unequivocally distinguishes Subramanyam, Fowler, and all of the remaining cited prior art patents.

The remaining claims presently pending in this application comprise newly added claims, each of which are directed to a foam shaving mousse producing compo-

sition, a foam shaving mousse producing composition and delivery system therefore, or a method for shaving which employs the defined foam shaving mousse formulation. Since all of the references cited by the Examiner in the Office Action mailed July 11, 2003 are directed to soaps and soap compositions, the Applicants believe that these references are inapplicable to the invention, as now defined in the pending claims. Furthermore, since the claims now presented are clearly within the original disclosure of the present invention, the Applicants believe that these claims are properly presented and consistent with the Applicants' invention as disclosed.

Based upon the foregoing, the Applicants believe that the issues raised by the Examiner in the Official Action mailed January 22, 2004 have now been fully and completely satisfied and consideration of all of the pending claims on the merits may now proceed. Of course, if any questions remain which can be resolved in a telephone interview, Applicants' undersigned Attorney would gladly discussed such issues with the Examiner at the Examiner's convenience. For this reason, Applicants' undersigned Attorney has provided his telephone number below.

Respectfully submitted,

  
Melvin I. Stoltz  
Registration No. 25,934  
Attorney for Applicants

MIS:rpr  
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